

# **EXHIBIT 3**

## Kappler, David

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**From:** Haefele, Robert  
**Sent:** Monday, October 7, 2019 12:26 PM  
**To:** Martin McMahon  
**Subject:** RE: EXTERNAL-Re: Deposition of Wa'el Jelaidan

That may suffice.

**Robert T. Haefele** | Attorney at Law | Motley Rice LLC  
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**From:** Martin McMahon <[mm@martinmcmahonlaw.com](mailto:mm@martinmcmahonlaw.com)>  
**Sent:** Monday, October 7, 2019 12:24 PM  
**To:** Haefele, Robert <[rhaefele@motleyrice.com](mailto:rhaefele@motleyrice.com)>  
**Subject:** Re: EXTERNAL-Re: Deposition of Wa'el Jelaidan

Dear Bob is it not sufficient that i defend by telephone

On Mon, Oct 7, 2019, 11:37 AM Haefele, Robert <[rhaefele@motleyrice.com](mailto:rhaefele@motleyrice.com)> wrote:

Martin – Thank you. I will write to the Court and propose the 11<sup>th</sup> and 12<sup>th</sup>. To confirm, this will be a 2 day deposition. And you likely need to address the rest of my email, too. The exchange below appears to suggest that Bassim Alim intends to defend the deposition and I am not certain whether that would be permitted. It also indicates that the rest of the issues indicated have not been addressed—namely:

- (1) Confirm that Mr. Jelaidan understands and agrees that he will be subject to the sworn oath and under the jurisdiction of the US court
- (2) The defending lawyer must be authorized to practice in the SDNY, counsel of record, accountable to the court under the FRCP and applicable ethics rules
- (3) We need confirmation as to whether or not Mr. Jelaidan will be deposed in English or if we need to retain a translator, and
- (4) Confirmation that you understand the deposition will start at 7 am Eastern time, which is either 2 or 3 pm in Jeddah. The run-time for the deposition is presumptively 7 hours if in English and 10 hours if through a translator.

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**From:** Martin McMahon <[mm@martinmcmahonlaw.com](mailto:mm@martinmcmahonlaw.com)>  
**Sent:** Monday, October 7, 2019 11:24 AM

**Kappler, David**

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**From:** Haefele, Robert  
**Sent:** Tuesday, October 15, 2019 4:44 PM  
**To:** Martin McMahon  
**Cc:** Sean P. Carter; J. Scott Tarbutton; Eubanks, John; Andrew Maloney "Duke"; Jerry S. Goldman  
**Subject:** Re: EXTERNAL-Depo Jelaidan

Marty - Is there a need for me to speak to Bassim directly as opposed to speaking to you? I am unclear as to what role you understand Bassim to play in WJ's deposition.

Sent from my iPhone

> On Oct 15, 2019, at 3:47 PM, Martin McMahon <mm@martinmcmahonlaw.com> wrote:

>

> Do u want to dialogue w bassim directly?